



3662

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Osamu ISAJI

Group Art Unit: 3662

Application No.: 10/067,345

Examiner: B. Gregory

Filed: February 7, 2002

Docket No.: 111917

For: METHOD AND DEVICE FOR ALIGNING RADAR MOUNT DIRECTION, AND
RADAR ALIGNED BY THE METHOD OR DEVICE

REQUEST FOR RECONSIDERATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED
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Sir:

GROUP 3600

In reply to the September 18, 2003 Office Action, please consider the following:

Claims 1-40 and 42-48 are pending in this application.

Applicant appreciates the courtesies shown to Applicant's representative by Examiner Gregory in the November 24, 2003 telephone interview. Applicant's separate record of the substance of the interview is incorporated in the following remarks.

The Office Action rejects claims 1-14, 20-24 and 42-48, in various combinations, under 35 U.S.C. §§102(b) and (e) as being anticipated by one or more of the references supplied by Applicant in an Information Disclosure Statement from a search made in the European Patent Office. These rejections are respectfully traversed.

The Office Action states the reasons for the rejection, in each case, are those set forth in the remarks with the IDS documents filed by Applicant. Applicant respectfully objects to each of the enumerated rejections.

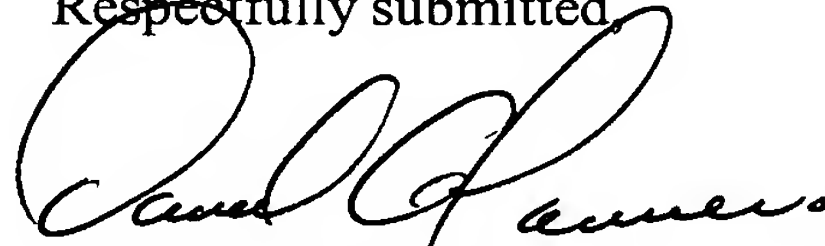
Applicant respectfully submits that describing an individual reference as "particularly relevant if taken alone" does not support a rejection of pertinent claims under 35 U.S.C. §§102(b) or (e) as being anticipated by the invention disclosed in the reference. Rather, it only indicates the reference was determined to be relevant to examination, not that it is the basis for a rejection. The search report does not constitute examination. Additionally, as discussed with Examiner Gregory, Applicant respectfully submits that the references were separately considered and that none of the references cited in the European Search Report is particularly relevant to Applicant's invention. Further, Applicant respectfully submits that claims 1, 2, 12 and 14 were amended in reply to a January 27, 2003 Office Action. As such, these claims, as amended, are not necessarily identical to the claims searched in the preparation of the European Search Report. Reconsideration of the application and withdrawal of the rejections under 35 U.S.C. §§102(b) and (e) is respectfully requested.

Applicant respectfully submits that a new Action in this matter cannot be final as the Patent Office has not delineated its grounds for rejection in such a manner as Applicant can reply.

Applicant respectfully submits that this application is in condition for allowance. Favorable consideration and prompt allowance of claims 1-40 and 42-48 are earnestly solicited.

Should the Examiner believe that anything further is desirable in order to place this application in even better condition for allowance, the Examiner is invited to contact the Applicant's undersigned representative at the telephone number set forth below.

Respectfully submitted



James A. Oliff

Registration No. 27,075

Daniel A. Tanner, III

Registration No. 54,734

JAO:DAT/brc

Date: November 24, 2003

OLIFF & BERRIDGE, PLC
P.O. Box 19928
Alexandria, Virginia 22320
Telephone: (703) 836-6400

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